

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**April 1, 2004**

DIVISION ONE

B170006	Dylan Pollard v. Ericsson, Inc.
B170460	Anna Clausen v. Nokia, Inc.

Filed order consolidating above captioned appeals.

DIVISION TWO

B164956 People (Not for Publication)  
v.  
Hahn

The judgment is affirmed.

Doi Todd, J.

We concur: Boren, P.J.  
Ashmann-Gerst, J.

[illegible]

The Court:

The judgment is affirmed.

Nott, Acting P.J., Doi Todd, J., Ashmann-Gerst, J.

DIVISION TWO (Continued)

B163956     People  
              v.  
              Washington

Filed order denying petition for rehearing.

B166461     Mittal, et al.                                 (Not for Publication)  
              v.  
              Padrino, et al.

The order denying appellants' motion to strike under section 425.16 is affirmed. Dr. Mittal is awarded his costs on appeal.

Doi Todd, J.

We concur:   Boren, P.J.  
                  Nott, J.

B167697     People                                         (Not for Publication)  
              v.  
              Castillo

The judgment is modified to provide appellant 152 days of presentence credit, 102 days of actual time served and 50 days of conduct credit, on his grand theft conviction. The judgment is otherwise affirmed.

Ashmann-Gerst, J.

We concur:   Boren, P.J.  
                  Nott, J.

April 1, 2004 (Continued)

## DIVISION TWO (Continued)

[illegible]

The judgment is affirmed.

Ashmann-Gerst, J.

We concur: Boren, P.J.  
Doi Todd, J.

B167747 In re Owens on Habeas Corpus (Not for Publication)

The May 13, 2003, order granting Owens's petition for a writ of habeas corpus and reinstating the Board's decision to grant parole is affirmed, and the stay of the superior court's order is vacated.

Ashmann-Gerst, J.

We concur:   Nott, Acting P.J.  
Doi Todd, J.

[illegible]

The Court:

The order of wardship is affirmed.

Nott, Acting P.J., Doi Todd, J., Ashmann-Gerst, J.

April 1, 2004 (Continued)

## DIVISION TWO (Continued)

B167667      Sultan                          (Not for Publication)  
v.  
Ramirez

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The judgment is affirmed. Appellant is ordered to pay respondent's costs of appeal.

Doi Todd, J.

We concur: Boren, P.J.  
Ashmann-Gerst, J.

B165003      Stavropoulos      (Not for Publication)  
v.  
Mauad, et al.

The judgments are affirmed. Respondents to recover their costs on appeal.

Doi Todd, J.

We concur: Nott, Acting P.J.  
Ashmann-Gerst, J.

B166746 Thompson, et al.  
v.  
Viva America Marketing Corporation, et al.

Filed order denying petition for rehearing.

April 1, 2004 (Continued)

DIVISION THREE

B164111 Michael D. Williams  
v.  
The Housing Authority of the City of Los Angeles

Filed order vacating submission order of January 22, 2004. This matter will stand resubmitted upon receipt of letter briefs to be filed not later than May 17, 2004.

DIVISION SEVEN

Court convened at 9:00 a.m.

Present: Perluss, P.J., Johnson, J., Woods, J., Zelon, J. and Eva McClintock, Deputy Clerk.

Each of the following:

B161812 People v. McCoy  
B163498 People v. Blake  
B163926 People v. DeFlores  
B164218 People v. Cooper  
B165134 People v. Youngbloode  
B165641 People v. Marroquin  
B165955 People v. Porter  
B167689 People v. Preciado  
B167745 People v. Reed  
B167931 People v. Badoyan  
B169045 People v. Edgar B.

Argument waived, cause submitted.

B164741 Machtinger  
v.  
Ave of the Stars, et al.

Merits:  
Argued by Leonard Machtinger for appellant and by Christina Young for respondents. Cause submitted.

DIVISION SEVEN (Continued)

B170236     People  
              v.  
              Kelly

Merits:  
Argued by Victor Minjares, Deputy District Attorney for appellant and no  
appearance for respondent. Cause submitted.

B164949     People  
              v.  
              Winbush

Merits:  
Argued by Jan Norman for appellant and by Michael Johnson, Deputy  
Attorney General for respondent. Cause submitted.

B163960     People  
              v.  
              Contreras

Merits:  
Argued by Gary Kessler for appellant and by Timothy Weiner, Deputy  
Attorney General for respondent. Cause submitted.

B164461     People  
              v.  
              Winston W.

Merits:  
Argued by Richard Lennon for appellant and by Linda Johnson, Deputy  
Attorney General for respondent. Cause submitted.

DIVISION SEVEN (Continued)

B160679     People  
              v.  
              Hemingway

Merits:  
Argued by Anthony Dain for appellant and by Laura Hartquist, Deputy Attorney General for respondent. Cause submitted.

B166369     People  
              v.  
              Mijares

Merits:  
Argued by Richard Levy for appellant and by Sharon Loughner, Deputy Attorney General for respondent. Cause submitted.

B152713     French  
              v.  
              Can-Am Construction, et al.

Appearances:  
Cynthia Lane, Lisa Berger and Daniel Friendenthal appearing for respondents and there being no appearance by appellant. Cause submitted.

B154205     Navarro, et al.  
              v.  
              Transportation Ins. Co.

Merits:  
Argued by Jeffrey Sparks for appellants and by Peter Abrahams for respondent. Cause submitted.

DIVISION SEVEN (Continued)

B158169     Yellen, et al.  
              v.  
              Norman Spivok  
              Spivok Trust

Merits:  
Argued by Daniel O'Leary for appellants and by J. Jeffrey Morris and Earl Boyd for respondents. Cause submitted.

B160528     Lyle  
              v.  
              Warner Brothers, et al.

Merits:  
Argued by Scott Cummings for appellant and by Adam Levin for respondents. Cause submitted.

Court recessed at 12:23 p.m.

Court reconvened at 1:30 p.m.

Present: Perluss, P.J., Johnson, J., Woods, J., Zelon, J. and Eva McClintock, Deputy Clerk.

B157518     Ligocki  
              v.  
              Walt Disney Imagineering

Merits:  
Argued by Barry Kaufman for appellant and by Patricia Glaser for respondents. Cause submitted.



April 1, 2004 (Continued)

DIVISION SEVEN (Continued)

B165058      Citizen State Bank  
                  v.  
                  Sunday

Merits:  
Argued by Barry Orlyn for appellant and by Raimund Freihube for  
respondent. Cause submitted.

B160031      Hindin, et al.  
                  v.  
                  State Farm Mutual  
                  Wehner

Merits:  
Argued by Hillel Chodos for appellants and by John Daum and Michael  
Greene for respondents. Cause submitted.

Court adjourned at 2:54 p.m.

DIVISION EIGHT

B169276      David Louis Berman              (Certified for Publication)  
                  v.  
                  Superior Court, Los Angeles County  
                  (Ron Joseph, as Executive Director, etc., r.p.i.)

The petition is granted. Let a peremptory writ of mandate issue, directing  
the trial court to: (1) vacate its February 21, 2003, order granting the  
Medical Board's petition and compelling compliance with the subpoena;  
and (2) issue a new order denying the petition. Dr. Bearman is to recover  
his costs.

Rubin, J.

We concur:    Cooper, P.J.  
                  Boland, J.

April 1, 2004 (Continued)

DIVISION EIGHT (Continued)

B161845      McNeill

v.

State Farm Life Insurance Company, et al.

Filed order denying petition for rehearing.